

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant(s):</b>	J. Baell, et al.	<b>Examiner:</b>	Unassigned
<b>Serial No.:</b>	10/507,925	<b>Art Unit:</b>	Unassigned
<b>Int'l Appln. No.:</b>	PCT/AU03/00351		
<b>Filed:</b>	Sept. 16, 2004	<b>Docket:</b>	18223
<b>Int'l Filing Date:</b>	March 20, 2003		
<b>For:</b>	THERAPEUTIC ION CHANNEL BLOCKING AGENTS AND METHODS AND USE THEREOF		<b>Dated:</b> June 29, 2005

Confirmation No. 6810  
Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. § 371**

Sir:

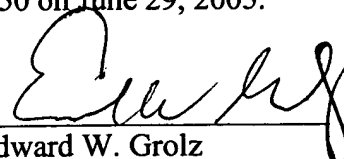
Enclosed is:

- 1) Declaration and Power of Attorney for the above application previously filed without a declaration.
- 2) A check in the amount of \$130.00 representing the surcharge for the late filing of the declaration was submitted on Sept. 16, 2004.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 29, 2005.

Dated: June 29, 2005

  
Edward W. Grolz

The PTO did not receive the following  
listed item(s) check

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 19-1013 SSMP. A duplicate copy of this sheet is enclosed.

This submission is believed to be timely and in compliance with 37 C.F.R. §§1.51, 1.63. A copy of the Notification of Missing Requirements dated June 16, 2005 is enclosed as required.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Edward W. Grolz', written over the typed name.

Edward W. Grolz.  
Registration No. 33,705

SCULLY, SCOTT, MURPHY & PRESSER  
400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
(516) 742-4343

EWG:ds

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
**18223**

In Re Application Of: **J. Baell, et al**

Application No. <b>10/507,925</b>	Filing Date <b>Sept. 16, 2004</b>	Examiner <b>Unassigned</b>	Customer No. <b>23389</b>	Group Art Unit <b>Unassigned</b>	Confirmation No. <b>6810</b>
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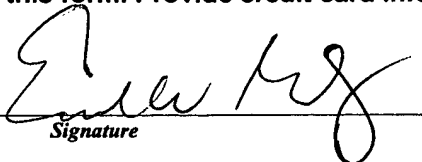
**Title: THERAPEUTIC ION CHANNEL BLOCKING AGENTS AND METHODS AND USE THEREOF**
COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**Reply to Notification of Missing Requirements Under 35 U.S.C. §371 (in duplicate)**
**Executed Declaration (5 pages)**
**Copy of Notice of Missing Requirements (2 pages)**

in the above identified application.

- ☒ No additional fee is required.  
☐ A check in the amount of \_\_\_\_\_ is attached.  
☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- ☐ Charge the amount of \_\_\_\_\_  
☒ Credit any overpayment.  
☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**
  
*Signature*

Dated: **June 29, 2005**
**Edward W. Grolz**  
**Reg. No.: 33,705**  
**SCULLY, SCOTT, MURPHY & PRESSER**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

**June 29, 2005**
*(Date)*
*Signature of Person Mailing Correspondence*
**Edward W. Grolz**
*Typed or Printed Name of Person Mailing Correspondence*
**EWG:ds**
**cc:**



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/507,925	Jonathan B Baell	18223

INTERNATIONAL APPLICATION NO.	
PCT/AU03/00351	
I.A. FILING DATE	PRIORITY DATE
03/20/2003	03/20/2002

Edward W Grolz  
 Scully Scott Murphy & Presser  
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CONFIRMATION NO. 6810  
 371 FORMALITIES LETTER  
 \*OC000000016280580\*  
 \*OC000000016280580\*

Date Mailed: 06/16/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/16/2004
- Copy of the International Search Report filed on 09/16/2004
- Copy of IPE Report filed on 09/16/2004
- U.S. Basic National Fees filed on 09/16/2004
- Priority Documents filed on 09/16/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

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Telephone: (703) 308-9140 EXT 207

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/507,925	PCT/AU03/00351	18223

FORM PCT/DO/EO/905 (371 Formalities Notice)